

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CRIMINAL TRIAL MINUTE ORDER

Date: July 24, 2012

Time in Court: 3 hours 48 minutes

Case No.: CR-10-376-03 JSW

Judge: Jeffrey S. White

United States of America v.

Oshan Cook

Present (X) Not Present () In Custody ()

**Chinyahi Cadet / Pete Axelrod
U.S. Attorney**

**Doron Weinberg / Alexis Wilson Briggs
Defense Counsel**

Deputy Clerk: Jennifer Ottolini

Court Reporter: Connie Kuhl

PROCEEDINGS

REASON FOR HEARING: Jury Trial (Day 2)

RESULT OF HEARING: (See Attached Trial Sheet and Witness/Exhibit List)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Case No: CR-10-376-03 JSW

Case Name: USA v. OSHAN COOK

TRIAL SHEET, EXHIBIT and WITNESS LIST

| DISTRICT JUDGE JEFFREY S. WHITE | | | GOVERNMENT ATTORNEY: Chinayi Cadet Pete Axelrod | | DEFENSE ATTORNEY: Doron Weinberg Alexis Wilson Briggs |
|------------------------------------|----------|-----------------------------|---|-----------------------------|---|
| TRIAL DATE: July 24, 2012 | | REPORTER(S): Connie Kuhl | | CLERK: Jennifer Ottolini | |
| GOVT NO.: | DEF NO.: | TIME | ID | ADM | DESCRIPTION |
| | | 7:38 a.m. | | | Court convened. All counsel are present. The Defendant is present. The Jury is not present. Court and counsel discuss note received from Juror no. 11 |
| | | 7:42 a.m. | | | Juror no. 11 is now present in open court and is questioned by the Court. |
| | | 7:47 a.m. | | | Juror no. 11 retired to the jury room. Court and counsel further discuss note received. |
| | | 7:50 a.m. | | | Court is in recess. |
| | | 8:03 a.m. | | | Court reconvened. All counsel are present. The Defendant is present. The Jury is present. Cross examination of DENNIS TSANG , previously sworn, by Mr. Weinberg. |
| | | 8:20 a.m. | | | Witness is thanked and excused. The Government called BRITTANY HUNTINGTON , who was sworn and testified under direct examination by Ms. Cadet. |
| | | 8:23 a.m. | | | The Government offered the witness as an expert in Forensic Chemistry . No objection by the Defendant. The witness, BRITTANY HUNTINGTON , is deemed an expert in the field of Forensic Chemistry . |
| 3b | | | X | X | Packaging that contained Ex. 3a |
| 7 | | | X | X | Packaging that held the MDMA seized from a backpack carried by Cook on 4-22-10. |
| 10 | | | X | X | 39.3 grams of liquid LSD seized from a backpack carried by Cook on 4-22-10. |

EXHIBIT and WITNESS LIST
Continued

| GOVT NO.: | DEF NO.: | TIME | ID | ADM | DESCRIPTION |
|-----------|----------|------------|----|-----|--|
| | | 8:41 a.m. | | | Cross examination of BRITTANY HUNTINGTON by Mr. Weinberg. |
| | 14 | | X | | DEA Lab Report re 1385 |
| | | 8:43 a.m. | | | Re-direct examination of BRITTANY HUNTINGTON by Ms. Cadet. |
| 11 | | | X | X | 3 small round metal containers and 2.9 grams of marijuana seized from a backpack carried by Cook on 4-22-10. |
| | | 8:45 a.m. | | | Witness is thanked and excused. The Government called MICHAEL HALL , who was sworn and testified under direct examination by Mr. Axelrod. |
| | | 8:48 a.m. | | | The Government offered the witness as an expert in Fingerprint Processing . No objection by the Defendant. The witness, MICHAEL HALL , is deemed an expert in the field of Fingerprint Processing . |
| 50 | | | X | | Demonstrative enlarged chart of a developed latent print and a known subject print identified as a match to the latent print |
| 5 | | | X | | 5 plastic "Fresh Breath" liquid mint packages and a manila envelope that contained liquid LSD taken from 590 63rd Street on 4-22-10. |
| | | 9:16 a.m. | | | Cross examination of MICHAEL HALL by Mr. Weinberg. |
| | | 9:20 a.m. | | | Witness is thanked and excused. Sidebar conference held (reported). |
| | | 9:24 a.m. | | | Sidebar conference concluded. The Jury is admonished and recessed. |
| | | 9:27 a.m. | | | The jury is not present. Court and counsel discuss page 34-8 of Ex. 34. |
| | | 9:47 a.m. | | | Court is in recess. |
| | | 10:11 a.m. | | | Court reconvened. All counsel are present. The Defendant is present. The Jury is not present. The Court and counsel discussed matters outside the presence of the jury. |

EXHIBIT and WITNESS LIST

Continued

| GOVT NO.: | DEF NO.: | TIME | ID | ADM | DESCRIPTION |
|-----------|----------|------------|----|-----|--|
| | | 10:16 a.m. | | | The jury is now present. The Government called JIM JOSEPH BUSH , who was sworn and testified under direct examination by Mr. Axelrod. |
| 34 | | | X | X | Photographs taken from the telephone seized from Cook on 4-22-10. |
| | | 10:50 a.m. | | | Sidebar conference held (reported). |
| | | 10:53 a.m. | | | Sidebar conference concluded. Cross examination of JIM JOSEPH BUSH by Mr. Weinberg. |
| | | 11:02 a.m. | | | Sidebar conference held (reported). |
| | | 11:05 a.m. | | | Sidebar conference concluded. Cross examination of JIM JOSEPH BUSH by Mr. Weinberg continued. |
| | | 11:09 a.m. | | | Re-direct examination of JIM JOSEPH BUSH by Mr. Axelrod. |
| | | 11:10 a.m. | | | Witness is thanked and returned to counsel table. The Government called KARL NICHOLS , who was sworn and testified under direct examination by Ms. Cadet. |
| | | 11:15 a.m. | | | The Government offered the witness as an expert in Drug Trafficking . The witness, KARL NICHOLS , is deemed an expert in the field of Drug Trafficking . |
| | | 11:29 a.m. | | | The jury is admonished and recessed. Court and counsel discuss timing of jury instructions. |
| | | 11:33 a.m. | | | Court is in recess. |
| | | 11:49 a.m. | | | Court reconvened. All counsel are present. The Defendant is present. The Jury is present. Direct examination of KARL NICHOLS by Ms. Cadet continued. |
| | | 11:59 a.m. | | | Cross examination of KARL NICHOLS by Mr. Weinberg. |

EXHIBIT and WITNESS LIST

Continued